

**Amendment and Response under 37 C.F.R. 1.116**

Applicant: Terry M. Fritz et al.

Serial No.: 10/616,075

Filed: July 9, 2003

Docket No.: 10018793-1

Title: IMAGING SYSTEM CONTROL PANEL METHOD AND APPARATUS

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**REMARKS**

The following Remarks are made in response to the Final Office Action mailed March 26, 2007, in which claims 1-44 were rejected.

With this Amendment, claims 1-7, 10-17, and 28-44 have been cancelled without prejudice, and dependent claims 9 and 20 have been rewritten in independent form. In addition, dependent claim 8 has been amended to depend from rewritten independent claim 9, and dependent claims 18, 19, and 21-27 have been amended to depend from rewritten independent claim 20. Furthermore, dependent claim 27 has been amended to correct a grammatical error.

Applicant notes that claims 9 and 20 have been amended only to change form (dependent to independent) and that claims 8, 18, 19, and 21-27 have been amended only to change dependency. As such, Applicant submits that these amendments do not raise new issues that would require further consideration and/or search, and are within the scope of a search properly conducted under the provisions of MPEP 904.03.

Claims 8, 9, and 18-27, therefore, remain pending in the application and are presented for reconsideration and allowance.

**Claim Rejections under 35 U.S.C. § 102**

Claims 1-14, 16-24, 26, 28-30, 32, 34, 35, 37, 39, and 42-44 are rejected under 35 U.S.C. 102(a) as being anticipated by Parry US Publication No. 2003/0030664.

With this Amendment, claims 1-7, 10-14, 16, 17, 28-30, 32, 34, 35, 37, 39, and 42-44 have been cancelled without prejudice. The rejection of claims 1-7, 10-14, 16, 17, 28-30, 32, 34, 35, 37, 39, and 42-44 under 35 U.S.C. 102(a), therefore, is rendered moot.

With respect to the rejection of claims 9 and 20 under 35 U.S.C. 102(a) as being anticipated by Parry US Publication No. 2003/0030664, Applicant respectfully traverses this rejection.

Claim 9 has been rewritten in independent form, and includes **"a configurable display located on the imaging device" and "a configuration program having a plurality of commands for generating the display configuration, and connectable to the command program to transmit the display configuration to the command program,"** wherein **"the configuration program comprises: a menu item command; a font type command; a font**

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size command; a color command; a language command; and a background command," wherein "each of the commands controls a property of the configurable display, and each of the commands is adjustable by a user to a preference of the user for each property."

Claim 20 has been rewritten in independent form, and includes "a display on the body [of the imaging system]" and "a command program having a plurality of commands for generating the display configuration," wherein "the command program comprises: a menu item command; a font type command; a font size command; a color command; a language command; and a background command," wherein "each of the commands controls a property of the display, and each of the commands is adjustable by a user to a preference of the user for each property."

With respect to the Parry reference, Applicant submits that this reference does not teach or suggest an imaging device coupled to a computer as claimed in independent claim 9, and does not teach or suggest an imaging system as claimed in independent claim 20.

For example, the Parry reference discloses a control panel graphical user interface (GUI) 102 which is configured with a "library" of selectable features which allows authorized users to designate, delete, or adjust printing features for incorporation into one or more customized and/or customizable control panels 100 for a printing device 50 (para. [0054], [0055]). The Parry reference discloses that the library of selectable features includes:

1) various options for printing documents on printing device 50 (such as paper handling options (e.g., collation, stapling, output destination, etc.), paper size, printing resolution (e.g., dots per inch), duplex printing, number of copies, selected pages to print, image orientation, postscript output options, fonts, color printing, etc.); 2) the operational configuration of printing device 50 (e.g., allocation and reallocation of memory resources, adjustment of printer speed and network settings, software options, power saver settings, diagnostics, paper handling options, paper size, power saver settings, printer default settings, etc.); 3) manipulation of the print queue and job retention directory of printing device 50, and the like (para. [0056]).

The library of selectable features of the Parry reference, therefore, includes printing features which can be used for the operation, management, and configuration of printing device 50. The library of selectable features of the Parry reference, however, does not provide for control of a configurable display located on printing device 50.

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In addition, the Parry reference discloses that the customized or customizable printer control panels 100, saved and labeled as "control panel buttons" 118, are displayed on control panel GUI 102 (see, e.g., Figs. 3-5; para. [0069]). Control panel GUI 102 of the Parry reference, however, is displayed on display monitor 30 of workstation 20. Control panel GUI 102 of the Parry reference, however, is not displayed on a display located on printing device 50.

The Parry reference, therefore, does not teach or suggest a configurable display located on an imaging device, and does not teach or suggest commands for controlling properties of the configurable display, including a menu item command, a font type command, a font size command, a color command, a language command, and a background command for the display.

In view of the above, Applicant submits that rewritten independent claims 9 and 20, and the dependent claims depending therefrom, are each patentably distinct from the Parry reference and, therefore, are each in a condition for allowance. Applicant, therefore, respectfully requests that the rejection of claims 1-14, 16-24, 26, 28-30, 32, 34, 35, 37, 39, and 42-44 under 35 U.S.C. 102(a) be reconsidered and withdrawn, and that claims 8, 9, and 18-27 be allowed.

Claim 41 is rejected under 35 U.S.C. 102(e) as being anticipated by Kaylor US Patent No. 6,990,548.

With this Amendment, claim 41 has been cancelled without prejudice. The rejection of claim 41 under 35 U.S.C. 102(e), therefore, is rendered moot.

Claims 10 and 15 are rejected under 35 U.S.C. 102(e) as being anticipated by Rudd et al. US Patent No. 6,934,915.

With this Amendment, claims 10 and 15 have been cancelled without prejudice. The rejection of claims 10 and 15 under 35 U.S.C. 102(e), therefore, is rendered moot.

Claims 16, 17, and 25-27 are rejected under 35 U.S.C. 102(a) as being anticipated by Simpson et al. US Publication No. 2003/0038965.

With this Amendment, claims 16 and 17 have been cancelled without prejudice. In addition, dependent claims 25-27 have been amended to depend directly or indirectly from rewritten independent claim 20. The rejection of claims 16, 17, and 25-27 under 35 U.S.C. 102(a), therefore, is rendered moot.

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Claims 29 and 31-33 are rejected under 35 U.S.C. 102(a) as being anticipated by McIntyre US Publication No. 2003/0063305.

With this Amendment, claims 29 and 31-33 have been cancelled without prejudice. The rejection of claims 29 and 31-33 under 35 U.S.C. 102(a), therefore, is rendered moot.

Claims 35 and 36 are rejected under 35 U.S.C. 102(e) as being anticipated by Anderson et al. US Publication No. 2004/0203358.

With this Amendment, claims 35 and 36 have been cancelled without prejudice. The rejection of claims 35 and 36 under 35 U.S.C. 102(e), therefore, is rendered moot.

Claims 35, 37, 38, and 40 are rejected under 35 U.S.C. 102(e) as being anticipated by Weaver US Patent No. 6,694,115.

With this Amendment, claims 35, 37, 38, and 40 have been cancelled without prejudice. The rejection of claims 35, 37, 38, and 40 under 35 U.S.C. 102(e), therefore, is rendered moot.

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**CONCLUSION**

In view of the above, Applicant respectfully submits that pending claims 8, 9, and 18-27 are all in a condition for allowance and requests reconsideration of the application and allowance of all pending claims.

Any inquiry regarding this Amendment and Response should be directed to either Robert D. Wasson at Telephone No. (360) 212-2338, Facsimile No. (360) 212-3060 or Scott A. Lund at Telephone No. (612) 573-2006, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

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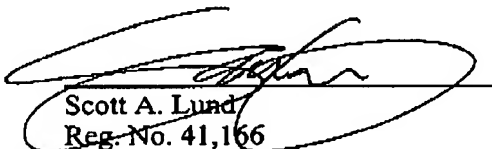
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**CERTIFICATE UNDER 37 C.F.R. 1.8:** The undersigned hereby certifies that this paper or papers, as described herein, are being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on this 25<sup>TH</sup> day of May, 2007.

By:   
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